

Armstrong
Signature of Sponsor

AMEND Senate Bill No. 2038*

House Bill No. 2055

FILED
Date _____
Time _____
Clerk _____
Comm. Amdt. _____

by deleting all of the language following the enacting clause and by substituting instead the following language:

SECTION 1. Tennessee Code Annotated, Title 68, Chapter 1, is amended by adding Sections 2 through 5 of this act as a new part.

SECTION 2. This act shall be known as the "Child Nutrition and Wellness Act of 2005" and is enacted for the purpose of developing a comprehensive, long-range plan to address childhood obesity and related chronic diseases, and, to find funding for such issues and for advocating initiatives to improve the nutrition and wellness of children.

SECTION 3. As used in this part, unless the context otherwise requires:

- (1) "Advisory council" means an advisory council on child nutrition and wellness to be appointed by the commissioner.
- (2) "Commissioner" means the commissioner of health.
- (3) "Department " means the department of health.

SECTION 4.

(a) The commissioner shall appoint an advisory council to advise him and the office regarding child nutrition and wellness issues. The commissioner shall utilize the existing Tennessee Healthy Weight Network in selecting persons for the advisory council.

(b) The advisory council shall have the following responsibilities:

- (1) To advocate for the wellness of children and to recommend appropriate forums, programs, and initiatives to educate the public regarding child nutrition and wellness;
- (2) To develop nutrition and physical activity standards for children;

(3) To gather relevant data on child nutrition and wellness and to recommend surveys and other means to gather additional data, if deemed necessary; and

(4) To develop a comprehensive long-term strategy, including funding and evaluation mechanisms, to promote child nutrition and wellness in various settings, including but not limited to schools, child care centers, health care facilities, and community facilities such as churches, shopping centers, health clubs, and other areas frequented by children.

(c) The commissioner shall determine the number of persons to serve on the advisory council, appoint a chairperson, and establish the procedures under which the council shall operate. There shall be at least one representative from the Tennessee Minority Health Advisory Council, the department of health's division of maternal and child health, the department of education, the department of agriculture, the department of mental health, the department of human services, the children's cabinet or the department of children's services, the Select Committee on Children and Youth, the Head Start program and the school lunch program.

(d) The advisory council shall serve without compensation and shall meet at least bi-monthly.

SECTION 5.

(a) The child nutrition and wellness advisory council is created in the department and shall be operated within existing resources of the department.

(b) The department shall coordinate the meetings of the advisory council and shall perform the following functions:

(1) Assist the commissioner in identifying and establishing priorities and in developing a five-year plan to address the issues of child nutrition, health and chronic disease data collection and evaluation, programs, services, and resources to promote better child nutrition and wellness;

(2) Assist the commissioner in developing public/private and multidisciplinary partnerships at the state, federal and local levels;

(3) Identify sources of funding for promotion of child nutrition and wellness and seek funding from such sources;

(4) Make recommendations to the commissioner regarding programs that address child nutrition and wellness for inclusion in the department's annual budget; and

(5) Conduct and seek funding for public educational forums to raise public awareness about child nutrition and wellness issues.

SECTION 6. Tennessee Code Annotated, Section 4-29-228(a), is amended by adding the following as a new item:

() Advisory council on child nutrition and wellness, created by Section 4 of this act;.

SECTION 7. This act shall take effect upon becoming a law, the public welfare requiring it.